

REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: gemoll045

Other Known Title: gemoll.avi

Format: Computer Moving Image File

Director/Author: Not Stated

Producer/Publisher: Not Stated

Country of Origin: Not Stated

Language: English

Applicant: Secretary for Internal Affairs

Distributor: Not Applicable

Classification:	Objectionable.
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Descriptive Note: Not Applicable

Display Conditions: Not Applicable

Date of entry in Register: 17 August 2007

Date of direction to issue a label: Not Applicable

OFLC No: 701662

Unexcised version of publication:

	Components	Running time
Feature:	gemoll045	0.26
Total running time:		0.26

Excisions: No Excisions Recommended

Reasons for excisions:

Not Applicable

**Summary of reasons
for classification:**

The publication entitled *gemoll045* is classified as:
Objectionable.

The publication depicts, in explicit detail, a man masturbating while a young boy films him. Making a child watch sexual conduct, including masturbation, is a form of child sexual abuse. Although the child is not seen on camera, his responses to the man masturbating, and particularly his ejaculating, are a main focus of the publication. The publication upholds the notion that is acceptable and desirable for a child to be deliberately shown adult sexual behaviour and, more so, to play an active role in recording such activity. As such, it promotes and supports the exploitation of children for sexual purposes.

The Classification Office has considered the effects of the New Zealand Bill of Rights Act 1990 on the application of the classification criteria. The classification of this publication interferes with the freedom of expression, but this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the Films, Videos, and Publications Classification Act 1993 are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of children for sexual purposes.